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No. 89-1873

IN THE

Supreme Court of the United States

OCTOBER TERM, 1990

MARYLAND HIGHER EDUCATION LOAN CORPORATION,
Petitioner,

v.

LAURO F. CAVAZOS, SECRETARY OF THE UNITED STATES DEPARTMENT OF EDUCATION, *et al.*,
Respondents.

On Petition For A Writ Of Certiorari To The United States Court Of Appeals For The Fourth Circuit

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SUPPLEMENTAL BRIEF IN SUPPORT OF PETITION FOR WRIT OF CERTIORARI

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Petitioner Maryland Higher Education Loan Corporation ("MHELC") submits this supplemental brief to call the Court's attention to important developments that occurred after the filing of MHELC's Petition for Writ of Certiorari. *See* Sup. Ct. R. 15.7. Since that filing, four other student loan guaranty agencies have filed certiorari petitions with this Court seeking review of the same question presented in MHELC's petition. *See South Carolina State Education Assistance Authority v. Lauro F. Cavazos*, No. 89-2027; *North Carolina v. United States*, No. 90-4;

Ohio Student Loan Commission v. Lauro F. Cavazos, No. 90-13; and *Education Assistance Authority v. Lauro F. Cavazos*, No. 90-84.

Presently, therefore, five of the twenty-six guaranty agencies challenging the constitutionality of the 1987 Amendments to the Higher Education Act of 1965 ask this Court to decide whether those amendments authorize the confiscation of private property in violation of the Fifth Amendment. Review is warranted to resolve this important constitutional question.

Respectfully submitted,

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